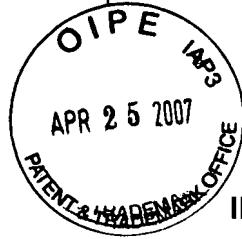




APR 25 2007

|   |                                  |                                       |  |  |
|---|----------------------------------|---------------------------------------|--|--|
| AMENDMENT TRANSMITTAL LETTER  |                                  |                                       |  | Docket No.<br>5108N1P1<br>[67326(54716)] |
| Application No.<br>10/501,689   | Filing Date<br>July 17, 2004     | Examiner<br>T. A. Solola              | Art Unit<br>1626   |  |
| Applicant(s): Chengzhi Zhang et al.   |                                  |                                       |  |  |
| Invention: BENZOFURAN AND BENZOTHIOPHENE DERIVATIVES USEFUL IN THE TREATMENT OF HYPER-PROLIFERATIVE DISORDERS   |                                  |                                       |  |  |
| <b>TO THE COMMISSIONER FOR PATENTS</b>  |                                  |                                       |  |  |
| Transmitted herewith is an amendment in the above-identified application.   |                                  |                                       |  |  |
| The fee has been calculated and is transmitted as shown below.  |                                  |                                       |  |  |
| <b>CLAIMS AS AMENDED</b>  |                                  |                                       |  |  |
|   | Claims Remaining After Amendment | Highest Number Previously Paid        | Number Extra Claims Present  | Rate                                     |
| Total Claims  | 26                               | - 26 =                                |  | x  |
| Independent Claims  | 4                                | - 4 =                                 |  | x  |
| Multiple Dependent Claims (check if applicable) <input type="checkbox"/>  |                                  |                                       |  |  |
| Other fee (please specify): Extension for response within third month   |                                  |                                       |  | 1,020.00                                 |
| <b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>   |                                  |                                       |  | 1,020.00                                 |
| <input checked="" type="checkbox"/> Large Entity  |                                  | <input type="checkbox"/> Small Entity |  |  |
| <input type="checkbox"/> No additional fee is required for this amendment.  |                                  |                                       |  |  |
| <input checked="" type="checkbox"/> Please charge Deposit Account No. 04-1105 in the amount of \$ 1,020.00 .<br>A duplicate copy of this sheet is enclosed.   |                                  |                                       |  |  |
| <input type="checkbox"/> A check in the amount of \$ _____ to cover the filing fee is enclosed.   |                                  |                                       |  |  |
| <input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.   |                                  |                                       |  |  |
| <input checked="" type="checkbox"/> The Director is hereby authorized to charge and credit Deposit Account No. 04-1105 as described below. A duplicate copy of this sheet is enclosed.              |                                  |                                       |  |  |
| <input checked="" type="checkbox"/> Credit any overpayment.<br><input checked="" type="checkbox"/> Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17. |                                  |                                       |  |  |
| <br>William F. Gray, Ph.D., Esq.<br>Reg. No.: 31,018   |                                  |                                       | Dated: April 25, 2007  |  |
| Bayer Pharmaceuticals Corporation<br>400 Morgan Lane<br>West Haven, CT 06516-4175<br>Phone (203) 812-2712   |                                  |                                       | By: <br>Nicholas J. DiCeglie, Jr. (Reg. No. 51,615)<br>Attorney/Agent for the Applicants |  |

Express Mail No.: EV 922749991 US



Docket No.: 5108N1P1  
(54716-67326)  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Chengzhi Zhang et al.

Application No.: 10/501,689

Confirmation No.: 4379

Filed: July 17, 2005

Art Unit: 1626

For: Benzofuran and Benzothiophene Derivatives  
Useful in the Treatment of Hyper-  
Proliferative Disorders

Examiner: T. Solola

**AMENDMENT AND RESPONSE TO NON-FINAL OFFICE ACTION**

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

**INTRODUCTORY COMMENTS**

In response to the Office Action dated October 26, 2006, please amend the above-identified U.S. patent application as described and consider the remarks presented herein. A three-month extension of time from January 26, 2007, to and including April 26, 2007, is submitted herewith.

**Amendments to the claims** begin on page 2 of this paper.

**Remarks** begin on page 10 of this paper.